App F IX 4

Previous References
Mel 207-27 (3+4)

1931 (Mel)

File No 131-31
Serial Nos 1-3

Later References
LB 91 31 (1 2)
Rel 6-3-(5 & 8)
Mel 40 47 (47 51)

RECEIVED

General and Revenue Secretariat

Serial Nos 3

Part B for November 1931

SUBJECT

Addition of a rule to the rules regulating the election of Presidents and Vice-Presidents of Municipalities

(Pl 3) The compiler, Mysore Gazette No L 3799 dt 19-11-31 Notifies the above

REPLY

(To be written on this margin)

OFFICE OF THE SECOND MEMBER OF COUNCIL

NOTE

Dated 24th July 1931

Action may be kindly taken for convening a meeting of the Standing Committee for Local Self Government

General Secretary
with compliments

GENERAL SECRETARY 29 JULY 1931

GEN & REV SECTT 25 JULY 19[illegible] L & G BRANCH

24/7/31

I have taken this paper - the 2nd Member - person He was leased to say that - case there are no subjects for the present the question may be taken up 3 months hence

(Gen Secy) 28/7/31

I think there is one [illegible] returned today

28/7/31

(G M Br) 27/7/31

29/7/31

2

App F III—2]

General and Revenue Secretariat | Memo File No 52 of 1930

Serial No

GENERAL SECRETARY
14 AUG 1931
No 1756

d 3 8 1931
Orders of Asst Secy's cir'd file 316 30

Please attach a brief memorandum explaining the case (Sd) 3 8 1931

To the d's of Br for kindly putting up 8 typed copies of the memorandum refd to for return of the file for cover placed before the Standing Committee

KM 7/8/1931 N L

L S of Br

TV

Draft memorandum subd for approval

Gen Secy 14 8 31 VS 14-8-31

This may be considered at the next meeting which may be held in Oct or Nov

VS 14/8

II Member

AUG 1931
No 97

FLL — 3 8

No —Co t SI

Sms B
full 15 9 31

(G M Branch) with copies

WD 0 55 —G PB—5 000—B-7 30

SPR 15/8 VS

May be sent on the 15th Sep

(G M Branch) MK

L S of

File No of 193

General and R v
Secretar at

Serial No

MODIFICATION OF RULES RELATING TO THE ELECTION OF PRESIDENTS AND VICE-PRESIDENTS of DISTRICT BOARDS & TOWN AND MINOR MUNICIPAL COUNCILS

The election of Presidents of City Municipal Councils is subject to the approval of Government (vide Rule 9 prescribed in Notification No L.3957/M1 56-24 14 dated th 28th Novernment 1924) But in the case of District Boards and Town and Minor Municipal Councils the election of the Presidents and Vice Presidents is not subject to the approval of Government There has recently been one instance in which the person elected as Municipal Vice President is not considered quite desirable and there may be some more instances in future The election rules appear to require suitable modification so as to keep out persons who have been removed from office of President or Vice President or who have resigned from being candidates

It was suggested in Municipal File No 27-4 that the lection of Presiderts and Vice Presidents of Municipal Councils may be made subject to the approval of Government But this suggestion was not approved in Council The only alternative to secure proper candidates for election as Presidents and Vice Presidents of District Boards and Town and Minor Municipal Councils appears to be to prescribe that persons

WD 0 553— 0 000—GPB—8-7 30

£ 5400

File No of 193

General and Revenue Secretaria

who have been removed from the office of Presi
dent and Vice President shall not be eligible
to be candidates for the office of the Presidents
and Vice Presidents for a specified period and
those who have resigned shall not be eligible -
as candidates at the election held for filling
up the vacancies caused by their resignation

T O O T
14 MAY 1931
No 8249

4) Submd for orders as ordered ordered
by the 30th Amendment
AS
11/5/31 ~~Gen Secy~~

5) Gen Secy) VS
12 5 31

1) III rd Amendment RR 14/5/31 VS

7) I am personally of opinion that as in the City Councils the election of Presidents and Vice-Presidents should be subject to the approval of Govt & this is considered important as affecting the object of election same restrictions have to be imposed on persons removed from office on guilty of misconduct in any Municipal matter should be made ineligible - This may be provided by rules

Section

RR 14/5/31
14/5/31 VS

8) The British Indian practice in this respect may be noted

Mme. 17/5/31 RR 18/5 VS

GENERAL SECRETARY
18 MAY 1931
No.....

DEW 1A OFFICE
6435
1931

Serial No

9) In the Mysore Municipal Regulation the election of the President of a Municipal Council when it is permitted and that of the Vice-President has to be made in accordance with such rules and conditions as may be prescribed by Government in this behalf In the case of the District Boards the Government have reserved the power to make rules regarding the election of Presidents and Vice-Presidents

10) As regards the practice in British India an examination of the several acts governing Local Bodies and the rules framed thereunder has to be made The rules framed under the several acts are not available except in the case of ~~one or two~~ a few provinces The following note based on the information available is submitted

(1) In the Bombay Presidency the Presidents and Vice-Presidents of Municipalities and District Boards are elected by the members of the Local Bodies concerned The election is not subject to the approval of Government and it is prescribed that no salaried servant of the Government should be elected to the office and no special power has been taken to Government to frame rules in the matter In the case of all municipalities the election of the President and Vice-President is subject to the approval of Government and in certain cases the Government have reserved the power to make rules in the matter

(2) In the Rangoon and Bombay Corporations, the President is elected for one year and no conditions are imposed as regards the election and the Acts do not specifically give any power to Government to

W 0 — —5 000—

4)

impose any conditions as to the election of the President

3) In Bengal the privilege of electing a Chairman is conferred on only a few Municipalities and in all the Municipalities the Vice-Chairman is elected by the Municipal Commissioners No power has been reserved to Government to frame rules in the matter - and no rules have been framed

(4) Under Sections 22 and 23 of the Bengal Local-Self-Government Act the Chairman and Vice-Chairmen of District Boards are ~~to be~~ elected by the District Boards The election of Chairman is subject to the approval of Government The rules prescribed for the election of these office-bearers do not impose any conditions as regards the qualifications of the candidates

5) The President of the Madras Corporation and the Chairmen and Vice-Chairmen of other Municipalities of the Madras Presidency and the Presidents and - - Vice-Presidents of District Boards in the Presidency are elected by the Local Bodies concerned Copies of the rules regulating these elections are not - - available and information as to whether any qualifications have been prescribed for the candidates is not therefore available

(6) In the Central Provinces the Chairman and Vice-Chairman of the District Council are elected by the Council from their body or from other persons residing in the District and not disqualified to be members of District Councils No Government official is eligible to be elected unless the election is

Serial No

made at a special meeting convened solely for the purpose of electing him and no other person The election of a Government official is subject to - the sanction of Government The copy of the - - rules framed under the Central Provinces Local -- Self-Government Act is not available and no specific provision exists in the Act for framing rules for regulation and election of Chairmen and Vice Chairmen of District Councils ~~Under Section 18~~ (17) ~~of~~ the Central Provinces Municipalities Act the - Presidents and Vice-Presidents of Municipal Committees are elected from among their own members or from other persons residing in the Municipalities concerned and not disqualified to be Municipal members Government officials may be elected ~~as~~ ~~may be elected at a~~ as Presidents and Vice Presidents at a special meeting convened solely for the purpose of electing the officials concerned and the election of Government officials is -- subject to the sanction of Government In the rules prescribed under the Act no provision exists either for approval of Government to the election or as regards the qualification of the candidates for the office of the Presidents and Vice Presidents

DEWAN'S OFFICE 6520 21 MAY 1931

15/5/31 (18) Send a memo to the Dewan's minute of 17-5-31

15/5/31 (19) Dewan) 20/5/31

No —C t Sh t

W 02b — 20 — B—5 000— 3

I The above ~~This~~ may be censured when in amending Bill or general amendments of the Regns. are taken up. Not desirable to take note that the practice first ~~Make~~ matter the sole subject of Indian Provinces Dept. we have no full information which may be collected

Cabinet

File No | of 193 | General and Revenue Secretariat

21) For kind perusal 3rd Member) US 25/5/31

T O
25 MAY 1931
No. 8621

22) [illegible] RS 26/5/31 US

23) Please draft to Resolution as per minutes in regard Municipalities, Mamlas corporation and Mamlas Provincialising and Enlarging for the purpose of Municipalities and Vice-Presidents

AS
mm BJ 31/5/31

24) Draft subd,
MB 1/6 25th June minutes to Resolution Enlarging with four vice Presidents
RS 31/5/31,

26) Fair draft subd,
MB 5/6

27) Gen Secy) US 6/6/31

28) AHP RS

29) Issue 8/6/31
US

Secy to Resident 10/6/31 Pol 1208 Dy 11 6 31 Sec A 12/6
Calls for copy referred to in para 23 WJ

General and Revenue Secretar at | File No 263 of 1930

Serial No	
2	From Secretary to the Resident in Mysore no 3270/161-1931 & 24 7 1931 For copy of letter no 2488 L & M & 10 7 31 from the Secy: to Govt L S S Dept: forwd rules for the election of Chairman & Vice Chairman of Mc Cls in the Madras Presidency
	30) The rules from the Bombay Presidency will be awaited if approved
	31) For kind perusal 28/7/31 32) 2nd Member 33) Secn 28/7/31
	34) This may be noted for consideration of the Committee by 29/7/31 28/7/31
	The matter was considered by the committee at the meeting held on the 29th July 1931 the committee considers that it is not desirable to prescribe that the election of Presidents and Vice-Presidents

E OF T E
28 JULY 1931
N 1205

Sus A

NOT—C t Sh t

(ne File No 213 of 193 0 | General and Revenu Secretaria

should be subject to
the approval of Govt
The committee has unanimously
agreed to the insertion
of a rule in the several
election rules providing
that persons who have
been removed from
the office of President
and Vice-President (for misconduct in the discharge of his duties) shall not be qualified for election
~~to be elected~~ members as
Presidents and Vice Presidents
of Panchayats. In case
action will be taken
to amend the election
rules

29/10/31
(Member)

30-10

GENERAL SECRETARY
30 OCT 1931
No 2957

OFF
2 DEC 31
N - 2971

Mr R B 31/10/31
Mr S-S for Mr
M B for DEPSY

Reds/4

L 8126

[App. F III—2

General and Revenue Secretariat | W.O. File No 13 4 of 1931

Serial No

Submitted with four draft Notifications for approval or orders

[illegible] 7 11 31 AG (Gen Secy)

VS 7 11 31

GENERAL SECRETARIAT 10 NOV 1931 N 3193

For perusal before issue

[illegible] (Deputy)

OFFICE 12 NOV 1931 A 9010

Ltr see 11/11 VS

SM 12/11

Ltr see 13/11

Issue

VS 13 11 31

PRG SECTION 14 NOV 1931 GENL & REV SECTT

85-85-37-1

Draft re Dr Sheet has been separated and registered and issued separately in the Dr Section

[illegible] 17/11/31

9 cases nos L 3797 of 19/11/31 "Incomplete reg no L 3798 of 19/11/31 "Incomplete reg no L 3799 of 19/11/31 "Incomplete reg Notifns. are according to the rules for the election Forwards reappointments grades, Form 1 minor points

Ref Log file 2-3

85-31-1

for 1933 Rules

Press for

No —C t Sh et 19/11

WD 70—GBPM—60 000—13 8 31

No Pol 1208 -- ml 263-30-1
Bangalore dated the 11th June 1931

To

The Secretary to the
Hon ble th Resident
in Mysore BANGALORE

S i r

I am directed to request you to be so good as to obtain and furnish information as to whether the election of Presidents - and Vice-Presidents of District Boards and Municipal Councils in the Madras and Bombay Presidencies is subject to the approval of Government or any other authority, and whether any qualifications or disqualifications have been prescribed as regards candidates to these offices Copies of the rules or orders issued in this matter may also - be kindly got and ~~furnished~~ sent to me at the first

I have the honor to be
S i r
Your most obedient servant

6 6 31

for GENERAL SECRETARY TO GOVERNMENT

E W M

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated Bangalore

No

From R. RANGA RAO ESQ , B A , B L ,
G l S t y t th G m t f H H gh t l M l j f My

To

Th S ta y t t l H bl t l Re d t My
Bangalo e

Sir

I am directed to request you to be so good as to obtain - [redacted] information as to whether the election of Presidents and Vice-Presidents of District Boards and Municipal Councils in the Madras and Bombay Presidencies is subject to the approval of Government or any other authority, and whether any special qualifications or disqualifications have been prescribed as regards candidates to these offices Copies of the rules or orders issued in this matter may if there be no objection be kindly go^ and sent for the use of this Government

I have the honor to be

S i r

Your most obedient servant

(Tour dft)

RR 6/6/3

GENERAL SECRETARY TO GOVERNMENT

E W M/2

mb

Pol 133

GENERAL SECRETARY 25 JULY 1931 No 1

5-270 Encl 3
761-1931

Office of the Resident in Mysore,

Bangalore,

Dated the 24th July, 1931

MH 263-30-2

A copy of the marginally noted letter, with enclosures is forwarded with compliments, to the General Secretary to the Government of His Highness the Maharaja of Mysore, with reference to his letter No Pol 1208/A1 263-30-1, dated the 11th June, 1931

No 2488 L & M, dated the 10th July, 1931, from the Government of Madras, Local Self Government Department

2 A further communication will be made on receipt of information from the Bombay Government

GEN & REV SECT 504 27 JUL 1931 L & G BRA

for SECRETARY TO THE RESIDENT

vdv

25/7/31

Letter No 2488 L & M, dated the 10th July, 1931, from the Secretary to the Government of Madras, Local Self Government Department, Madras, to the Secretary to the Hon ble the Resident in Mysore, Bangalore

---

Election of Presidents and Vice Presidents of local boards and Chairman and Vice-Chairman of Municipal Councils

---

With reference to your letter No 4656, dated the 2nd July, 1931 on the above subject, I am directed to inform you that the election referred to is not subject to the approval of Government or any other authority and that no special qualification is required of the candidates except that the persons standing for election should be members of the local body concerned As for disqualifications Section 12 of the Madras District Municipalities Act, 1920, lays down that the Council should elect one of its members other than the Chairman to be it Vice Chairman and that a Vice-Chairman should be deemed to have vacated his office on his election as Chairman Sectopn 15 of the Madras Local Boards Act, 1920, lays down that a president of a local board should be deemed to have vacated his office on his election as President or Vice-President of any other local board in the district Similarly a Vice-President of a local board shall be deemed to have vacated his office on his election as President of the board or as president or Vice-President of any other local board in the district

2 I am to enclose copies of the rules for the election of Chairmen and Vice Chairman of Municipal Councils and Presidents and Vice-Presidents of local boards and to state that these rules are under revision with reference to Acts X and XI of 1930 passed in 1930

COPY

9-4-17

vdv

SUPERINTENDENT, RESIDENT'S OFFICE

RULE FOR THE ELECTION OF CHAIRMEN AND VICE CHAIRMEN OF MUNICIPAL COUNCILS

(G O N 1801 M d d 1 t D mb 1926 N 43 L & M d t d 7th D b 19 2 N L & M d t d 1 th F b y 19 3 N 1 26 L M d t d 20 h Ap l 192 N 8 6 & M d t d 25th F b y 19 6 N 4873 L & M d t d 16th N mb 1 6 N 5 L M d t d 29th N mb 19 6 d N 8 5 L & M d t d 13th J ly 1928)

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RULFS FOR THE ELECTION OF PPESIDENTS AND VICE PHESIDENTS OF LOCAL BOARDS

[G O N 1 61 L & M d t d 8th J 19 G O N 9 L & M d ted 9th Ap il 19 4
G O N 057 L & M d t d th N mb 19 5 G O N 2388 L & M d t d 8 d Jun
192 G O N 5053 L & M d ed 29th N mb 1 6 G O N 1451 L & I
d t d 28 h M h 19 8 d G O N 2875 L & M d ted 13th J ly 19]

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VIII (1) Th pre d t p l m mb h ll th n l p th b llot p p wh th counted ject d d t h p k t th mbe f p p rs t t d th l t n t wh h ıt l t

(2) Th p k t h ll n t be pe d d th t t h ll t be p t d p d l pt n d th d f mp t t rt.

( ) Th p k t h ll b t d f t dy th ffi f th l l b d d f y a d h ll th n l th wı d re ted by th rd f mp te t t b d str y d

OFFICE OF THE RESIDENT IN MYSORE,

Bangalore 10th August, 1931

No. 5788 Enclos 2
161 of 1931
SECRETARY.
21 AUG 1931
The

A copy of the marginally noted letter with enclosure is forwarded herewith with compliments, to the General Secretary to the Government of His Highness the Maharaja of Mysore, in continuation of endorsement from this office No 5270, dated the 24th July, 1931

No. (3)/7077/C, dated the 17/21st July, 1931, from the Government of Bombay, General Department

for Secretary to the Resident

EN L 826

L & S Bath/CM

vdv

Letter No O(3)/7077/C, dated the 17/21 t July, 1931, from the Under Secretary to the Government of Bombay, General Department, Bombay, to the Secretary to the Hon ble the Resident in Mysore, Bangalor

---

Election of Presidents and Vice-Presidents of Di trict Local and unicipal Councils

---

With reference to your letter No 4656, dated the 2nd July, 1931, regarding the election of Presidents and Vice Presidents of District Boards and Municipal Council in th Bombay Presidency I am directed by the Government of Bombay (Trar ferred Departm nts) to state that in the case of Local Boards and Municipalities the election of Presiden and Vice-Presidents is not ubject to the approval of Governmen or any other authority and no special qualifications or di qualification have been prescribed by Government as regards the candidates o these offices, except that a alaried servan of Government cann o be elected as President or Vice Pre ident If, however the President of a Municipality governed by the Bombay District Municipal Act is appointed by the Gov rnor in Council or if he President is ex-officio the election of the Vice President hall, if the Governor in Council o directs, be subject to the approval of the Governor in Council or the Co mmissioner concerned Attention is inv ted to section 22 of the Bombay Local Boards Act of 1923, section 23 (1) (2) (3) of the Bombay District Municipal Ac of 1901 and s ction 18(1) of Bombay Municipal Boroughs Act of 1925 (copie enclosed)

-- --- ---

C O P Y

Superintendent Residen 's Office

Copy of s ction 22 of the Bombay Local Board Act of 1923

---

22 (1) Every local board shall be pre ided over by a president,

Election of presidents — el cted by the board from among its own members

(2) The board shall also elect one of its members to

Vice-Pre ident — be vice president

(3) A salaried servant of the Government hall not be elected

Presidents and vice-presidents not to be salaried servant of the Government — president or vice-president of a local board and the election of any such servant as uch shall be void

---

Copy of section 23 (1)(2) and (3) of the Bo mbay District Municipal Act of 1901

---

23 (1) Every municipality shall be presided over by a president

Selection of president — who shall b selected from among the councillors

(2) Every president shall be either -

President how appointed or when to be elected — (a) appointed by the Governor in Council by name, or

(b) an ex-officio presid nt, that is to say, a per on executing the function of any office which the Gov rnor in Council from time to time notifies in this behalf or

(c) if the Governor in Council so directs, elected by the municipality

(3) There shall be a vice president for every municipality

Election of Vice-President subject in certain cases to confirmation — elected by the Councillors from among their number, but if the president is appointed by the Governor in Council or is president ex officio the result of the election shall, if the Governor in Council by general or special order from time to time so directs, be subject to the approval of the Goverror in Council or of the Commissioner

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Copy of section 18(1) of Bombay Municipal Boroughs Act of 1925

---

18 (1) A municipality shall be presided over by a president who shall be elected by the councillors from among their number There shall be a vice-president similarly elected for each municipality No salaried servant of the Government shall be eligible for election as president or vice-president of a municipality and the election of any such person shall be void

Election of president and vice-president Continuance of president or vice-president holding office at the commencement of this Act

---

COPY

1078

Superintendent, Resident Office

Appendix F G—1]

SUBJECT

Section ML
File No 134-31
Serial No 1

I
L 379

Diary No of letter repl ed to

No Notification

To under sub sec (4) of section 23 of the Mysore Municipal Rgn 1906 as amended from time to time the following shall be inserted a rule 1A between rules 1 and 2 of the rules issued under Notn no L 3 56 Rl 2 7-27-2 dated 26th Nov 1927 to regulate the election of the Vice President of a Town or Minor Municipal Council,

"1A No person may be a candidate at any time;

( ) if he has been removed from the office of President or Vice-President for misconduct in the discharge of his duties

( ) if he is otherwise disqualified

General Secy to Govt

General and Revenue Secretariat
(Rl)
the *193*

Date of issue 19/11

Signed by G Hr V S Sastry
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Extra

Government of His Highness the Maharaja of Mysore

General and Revenue Secretariat

No L 3797
Rec 134-3-1

Dated Bangalore the 14th November 1931

NOTIFICATION

Under sub section (4) of section 23 of the Mysore Municipal Regulation 1906 as amended from time to time, the following shall be inserted as rule 1A between rules 1 and 2 of the rules issued under Notification No L 3056/M1 207-27-2 dated 26th November 1927 to regulate the election of the Vice President of a Town or Minor Municipal Council

1A No person may be a candidate

(i) if he has at any time been removed from the Office of President or Vice President for misconduct in the discharge of his duties or

(ii) if he is otherwise disqualified

By Order

V Subrahmanyasastry

For Secretary to Government
General Department

To

The Compiler Mysore Gazette for publication in the Gazette and to supply 100 spare copies to the Secretariat

Appendix F G—1]

SUBJECT

Section 114

II

File No 134-31

Serial No 2

Diary No of letter repl ed to

~~No~~ 9 3798

~~To~~ Notification

~~under Sec (2) (c)~~ Sub-

General and Revenue Se retariat

( )

the *193*

---- Under Sub-Sec (2) (c) of Section 23 of the Mysore Municipal Regulation 1906 as amended from time to time the following ~~was~~ rule shall be inserted as rule 1A to supplement rules 1 and 2 of the rules framed under Notification No I 3053 and 2-7-27-1 dated 26th Nov 27 to regulate the election of the President of a Town or Minor Municipal Council ~~as follows~~ -

Date of issue 19/11

Signed by G Hs V Sastry

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List of enclosures

"1A ~~(1)~~ No person may be a candidate at any time

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() if he has been removed from the office of President or Vice-President of the Municipal Council for misconduct in the discharge of duties, or

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() if he is otherwise disqualified

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Government Secretariat

Extra

Government of His Highness the Maharaja of Mysore

General and Revenue Secretariat

No L 3798
Mc 134-31-2

Dated Bangalore the 14th November 1931

T9

NOTIFICATION

Under sub section (2) (c) of section 23 of the Mysore Municipal Regulation 1906 as amended from time to time, the following shall be inserted as rule 1A between rules 1 and 2 of the rules issued under Notification No L 3055/1 207-27-1 dated 26th November 1927 to regulate the election of the President of a Town or Minor Municipal Council -

1A No person may be a candidate -

(i) if he has at any time been removed from the office of President or Vice President of the Municipal Council for misconduct in the discharge of his duties or

(ii) if he is otherwise disqualified

By Order

V Subrahmanyasastry

for Secretary to Government
General Department

83

To

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Modification of the rules relating to the election of Presidents and Vice Presidents of District Boards, and the Town and Minor Municipal Councils

---

Law relating to election of Presidents and Vice Presidents

Section 23 (2) of the Mysore Municipal Regulation, provides for the election of a President by the Councillors of a Municipal Council when Government so directs The election has to be made out of the Councillors in accordance with such rules and conditions as may be prescribed by Government

Section 23 (4) of the same Regulation prescribes that the Vice President shall be elected by the Councillors from among their number in accordance with such rules and conditions as may be prescribed by Government in this behalf It is however open to Government for special reasons and in the case of a Municipal Council as the Government may deem fit to appoint the Vice President by name Under Section 17 of the Mysore District Boards' Regulation the President of a District Board may be elected by the District Board if the Government so direct and the Board may have a Vice President elected by the members from among their own number unless the Government otherwise directs There is no specific provision in this section that the election as in the case of Municipalities should be made in accordance with --

rules and conditions that may be prescribed by Government but under section 100 of the District Boards' Regulation Government have reserved powers to make rules or orders with reference to all matters relating to election of Presidents and Vice Presidents

Election in City Municipalities

2 Rules for the election of Presidents and Vice Presidents of City Municipal Councils were issued under Notification No L 3937/M1 36-24-14 dated 28th November 1924 Under Rule 9 of these rules the election is subject to the approval of Government

Election in Town and Minor Municipalities

3 Rules for the election of Presidents in Town and Minor Municipal Councils were issued in Notification No L 3050/M1 207-27-1 dated 26th November 1927 and those for the election of Vice Presidents in these Municipalities were issued with Notification No 3056/M1 207-27-2 dated 26th November 1927 In these rules ~~also~~ no provision has been made -- that the election shall be subject to the -- approval of Government

Election in District Boards

4 Rules for the election of Presidents and Vice Presidents of District Boards were issued with Notification No L 4586/L B 36-26-36 dated 17th January 1927 In these rules no provision is made that the election shall be subject to the approval of Government

Proposal for Consideration

5 There was recently an instance [in Mulbagal Municipality] in which the person elected as Municipal Vice President was not considered quite desirable The Election Rules do not prescribe any special qualification for candidates to the offices of the Presidents

and Vice Presidents It is also desirable to keep out persons who have been removed from office of President or Vice President or who have resigned their seats from -- competing for office of President and Vice President It is proposed to prescribe as in the case of City Municipal Election Rules that the election of Presidents and Vice Presidents in the case of District Boards and Town and Minor Municipal Councils should be made subject to the approval of Government and to place some restrictions on persons removed from office or guilty of misconduct by making them ineligible for standing as candidates The matter is referred to the Standing -- Committee for local self Government for an expression of their views

Appendix F G—1]

SUBJECT

Section 17 C

File No 134-31

Serial No 3

III

Diary No of letter replied to

No L 3799

To Notification

General and Revenue Se retariat

( )

the 193

Date of issue 19/11

Signed by

Flag C

sub-section (11) and under clause (c) of sub section (2) of Section 23 of the Mysore Municipal Regulation 1906 as amended from time to time the following shall be inserted as rule (1H) between rules (1) and (2) of the rules under Government Notification No L 3957 MR 26 dated 28/11/24 to regulate the election of the Vice and President President of a City Mun'l,

(1A) No person may be a candidate at any time

(a) if he has been removed from the office of President or Vice-President of the municipal council or for misconduct in the discharge of his duties, or

(b) if he is otherwise disqualified

M O

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Extra

Government of His Highness the Maharaja of Mysore

General and Revenue Secretariat

No A 3799 / Dated Bangalore the 14th November 1931

Re 134-31-3

NOTIFICATION

Under sub section (4) and clause (c) of sub section (2) of section 23 of the Mysore Municipal Regulation 1906 as amended from time to time, the following shall be inserted as rule (1A) between rules (1) and (2) of the rules issued under Notification No L 3957/M1 56-24-14 dated 29th November 1924 to regulate the election of the Vice President and President of a City Municipal Council -

(1A) No person may be a candidate

C | (i) if he has been at any time removed from the office of President or Vice President of the Municipal Council for misconduct in the discharge of his duties, or

(ii) if he is otherwise disqualified

By Order

V Subrahmanyasastri

for Secretary to Government
General Department

To

The Compiler Mysore Gazette for publication in the Gazette and to supply 100 spare copies to the Secretariat

Modification of the rules relating to the election of Presidents and Vice-Presidents of District Boards and the Town and Minor Municipal Councils

Law relating to election of Presidents and Vice Presidents

Section 23 (2) of the Mysore Municipal Regulation provides for the election of a President by the Councillors of a Municipal Council when Government so directs the election has to be made out of the Councillors in accordance with such rules and conditions as may be prescribed by Government.

Section 23 (4) of the same Regulation prescribes that the Vice President shall be elected by the Councillors from among their number in accordance with such rules and conditions as may be prescribed by Government in this behalf It is however open to Government for special reasons and in the case of such Municipal Councils as the Government may deem fit to appoint the Vice-President by name Under Section 17 of the Mysore District Boards Regulation the President of a District Board may be elected by the District Board if the Government so directs and the Board may have a Vice President elected by the members from among their own number, unless the Government otherwise directs There is no specific provision in this section that the election as in the case of Municipalities should be made in accordance with

rules and conditions that may be prescribed by Government but under Section 100 of the District Boards Regulation Government have reserved powers to make rules or orders with reference to all matters relating to election of Presidents and Vice Presidents

Election in City Municipalities

2 Rules for the election of Presidents and Vice Presidents of City Municipal Councils were issued under Notification No L 3957/ Ll 56 24 14 dated 28th November 1924 Under Rule 9 of these rules the election is subject to the approval of Government

Election in Town and Minor Municipalities

3 Rules for the election of Presidents in Town and Minor Municipal Councils were issued in Notification No L 3050/Ml 207 27 1 dated 26th November 1927 and those for the election of Vice-Presidents in these Municipalities were issued with Notification No 3056/ 1 207-27 2 dated 26th November 1927 In these rules/no provision ~~has been made~~ nurses that the election shall be subject to the approval of Government

Election in District Board

4 Rules for the election of President and Vice Presidents of District Board were issued with Notification No L 4586/L B 25 26 36 dated 17th January 1927 In these rules no provision is made that the election shall be subject to the approval of Government

Proposal for consideration

5 There was recently an instance (in Kulbagal Municipality) in which the person elected as Municipal Vice President was not considered quite desirable The Election Rules do not prescribe any special qualifications for candidates to the offices of the President

and Vice Presidents It is also desirable to keep out persons who have been removed from office of President or Vice President or who have resigned their seats from competing for office of President and Vice-President It is proposed to prescribe as in the case of City Municipal Election Rules ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~ that the election of Presidents and Vice-Presidents ~~in the case~~ of District Boards and Town and Minor Municipal Councils ~~xxxxxxx~~ should be made subject to the approval of Government and to place some restrictions on persons removed from office on guilty of misconduct by making them ineligible for standing as candidates The matter is referred to the Standing Committee for Local Self Government ~~where~~ for an expression of their views

14 8 31

(Draft)

14/8/31

MUNICIPAL AND LOCAL BOARD

No L 3798—*Ml* 134 31 2 *dated* 14—19*th Nov mber* 1931

Und s b t (2) ( ) f t n 23 f th Mys M p l R g l t 1906 m ded f m t m to t m th f ll w g h ll b t d s l (1A) b tw l 1 d 2 f th rul s d d N t h at n N L 305 —Ml 207 27 1 d t d 26th Nov mb 1927 to g l te th l ct n of th P s d t of a T wn M M p l Co n l

1A No p s n may b d dat —

(i) if h has at any t m b n emoved fr m the Offic of P es dent or V ce Pres d nt of the Muni pal Counc l f m s onduct n th d ha ge of h s duties or

(ı) f h is oth rwise disqualified

By Order
H V RAMASVAMI
G neral Secretary to Government